IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.4361 of 2002

Dated: 28th July, 2006

Between:

Syed Salam

.. Petitioner

and

The Deputy Registrar of Cooperative Societies, OSD/F.R.127, Charminar Cooperative Urban Bank Ltd., Hyderabad, and another.

.. Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.4361 of 2002

ORDER:

This writ petition is filed seeking Mandamus declaring the sale notice issued by the first respondent in E.P.No.49 of 2001 dated 2.2.2002 for conducting auction/sale of House bearing D.No.19-3-1089,

Jahanuma, Hyderabad belonging to the petitioner for recovery of an amount of Rs.4,08,371/- as arbitrary and illegal.

There is no necessity of going into all the details.

This Court, while admitting the writ petition on 8.3.2002, passed the following interim order in W.P.M.P.No.5438 of 2002:

> "Counsel for the petitioner submitted that the petitioner had deposited Rs.3,72,000/- (Rupees three lakhs seventy two thousand only) with the respondent-Bank out of the amount of Rs.4,08,374/- for recovery of which the sale notice dated 2.2.2002 has been issued by the respondents and that the petitioner is agreeable to deposit the balance amount within eight weeks from the date of receipt of this order.
>
> In view of the statement of counsel for the petitioner and on condition of petitioner depositing balance amount within eight weeks from the date of receipt of this order, there shall be stay of auction of the house No.19-3-1089, Jahanuma, Hyderabad, scheduled to be held on 11.3.2002 or any future date pursuant to sale notice dated 2.2.2002 in E.P.No.49 of 2001, until further orders".

In view of the above interim order dated 8.3.2002, no further orders are necessary in this writ petition and the same is accordingly closed. No order as to costs.

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C.V.RAMULU, J

Date: 28.7.2006

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